

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * * * *

DERRICK NICHOLS,

Plaintiff,

v.

MICHAEL J. ASTRUE, *et al.*,

Defendants.

3:11-cv-00124-LRH-VPC

ORDER

Before this Court is the Report and Recommendation of U.S. Magistrate Judge Valerie P. Cooke (#18¹) entered on March 1, 2012, recommending granting Defendant's Motion to Dismiss (#9) filed on July 1, 2011. No objection to the Report and Recommendation has been filed. The action was referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 1B 1-4 of the Rules of Practice of the United States District Court for the District of Nevada.

The Court has conducted its *de novo* review in this case, has fully considered the pleadings and memoranda of the parties and other relevant matters of record pursuant to 28 U.S.C. § 636 (b) (1) (B) and Local Rule IB 3-2. The Court determines that the Magistrate Judge's Report and Recommendation (#18) entered on March 1, 2012, should be adopted and accepted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation (#18)

¹Refers to court's docket number.

1 entered on March 1, 2012, is adopted and accepted, and Defendant's Motion to Dismiss (#9) is
2 **GRANTED**. Plaintiff's complaint is **DISMISSED with prejudice**.

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4 IT IS SO ORDERED.

5 DATED this 28th day of March, 2012.

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LARRY R. HICKS
UNITED STATES DISTRICT JUDGE